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Pat for Amkor

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: WonSun Shin, et al.

Assignee: Amkor Technology, Inc.

Title: Semiconductor Package and Method for Fabricating the Same

Serial No.: 09/574,541 Filed: May 19, 2000

Examiner: Not Yet Assigned Group Art Unit: Not Yet Assigned

Docket No.: AB-975 US

San Jose, California  
September 20, 2000

BOX: LICENSING AND REVIEW  
COMMISSIONER FOR PATENTS  
Washington, D. C. 20231

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**PETITION FOR RETROACTIVE LICENSE PURSUANT  
TO 37 C.F.R. § 5.25**

Dear Sir:

The applicants respectfully request a retroactive foreign filing license under the provisions of 37 C.F.R. § 5.25, and further request that the petition be granted retroactively to May 7, 1999.

The subject matter of the accompanying patent application is a result of a cooperative effort between employees of two companies, Amkor Technology, Inc. ("Amkor") of Chandler, Arizona and Anam Semiconductor Inc. ("Anam") of Korea. The subject matter concerns packaging for semiconductor chips.

This Petition is being filed because part of the disclosure was conceived in the United States by Amkor personnel. Other parts of the disclosure were conceived in Korea by Anam personnel. The subject matter was included, however, in a collection of four Korean patent applications. These Korean applications are identified in the table below, and copies of the Korean applications are being filed with the present application.

	<u>Korean Application No.</u>	<u>Korean Filing Date</u>
10/21/2000 WADN1L 00000012 192385	1999-18244	May 20, 1999
91 FC:122 30.00 CH	1999-37925	September 7, 1999
	1999-37928	September 7, 1999

10/21/2000 WADN1L 00000012 192385  
91 FC:122  
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In support of the petition, the applicants are submitting declarations of Vincent DiCaprio and Tae Bok Jung. In accordance with 37 C.F.R. 5.25 (a)(3)(i)-(iii), the facts set forth in the declarations establish that: (1) the subject matter was not under a secrecy order at the time it was filed abroad; (2) the subject matter is not currently under a secrecy order; and (3) a license was diligently sought after discovery of the proscribed foreign filing. The declarations also provide an explanation as to why the material was inadvertently filed abroad without the required license under § 5.11 first having been obtained.

As the accompanying declarations establish, the person in Korea who was responsible for submitting the Korean applications was not aware of the United States law concerning filing inventions made in the U.S. in other countries without a foreign filing license. Further, it is understandable that the applications would be inadvertently filed in Korea, because the invention was a joint effort between a Korean company (Anam) and a U.S. company (Amkor).

The fee required for this Petition for Retroactive License (37 C.F.R. § 1.17(h)) and any additional fees which may be required may be charged to Deposit Account 19-2386. A duplicate of this petition is enclosed herewith.

Questions concerning this petition may be directed to the undersigned at phone number (408) 453-9200, extension 1315.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: ~~Assistant~~ Commissioner for Patents, Washington, D.C. 20231, on September 20, 2000.

*James E. Parsons*  
Attorney for Applicants

*9/20/00*  
Date of Signature

Respectfully submitted,

*James E. Parsons*  
James E. Parsons  
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Reg. No. 34,691